

NOTICE OF EMERGENCY RULE REPEAL AND PROMULGATION

AGENCY: Department of Marine Resources

STATUTORY AUTHORITY: 12 M.R.S.A. Sections 6172 and 6192

RULE REPEAL AND PROMULGATION: DMR Regulation 95.05 EE, Closed Area No. 28-H, Marshall Point - Mosquito Head, St. George, promulgated on June 17, 1997, is repealed and replaced with the following rule:

TEXT OF RULE: DMR Regulation 95.05 EE, Closed Area No. 28-H, Marshall Point, Mosquito Head, St. George

Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters or mussels taken from the shores, flats and waters located in the following three areas:

1. Inside and northerly of a line extending from the Marshall Point Lighthouse to the red nun #2 on Mosquito Ledge, thence north to a red painted post on the shore at the end of Candy's Cove Road.
2. The shores, flats and waters inside and northerly of the Rte. 131 causeway at the very head of Mosquito Harbor
3. The shores, flats and waters of a small cove southwest of Mosquito Head. Inside and northerly of a line extending from the prominent unnamed point on the eastern shore of the mouth of Mosquito Harbor to the most westerly prominence of Mosquito Head.

Violation of any provision of this regulation shall be a Class D Crime (12 M.R.S.A. Section 6024).

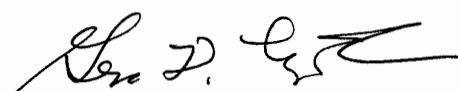
EFFECTIVE DATE: September 6, 2000

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THE COURIER GAZETTE  
September 9, 2000.

STATEMENT OF FACT AND POLICY

The Commissioner of the Maine Department of Marine Resources repeals the emergency DMR Regulation 95.05 EE, Closed Area No. 28-H, Marshall Point, Mosquito Head, St. George, promulgated on June 17, 1997, and replaces it with a new rule with the same name and number. This new rule increases the size of the closed area by closing the Drift Inn Beach area. Studies by DMR staff indicate that the Drift Inn Beach area is now subject to microbiological pollution and is therefore no longer safe for shellfish harvest.

  
GEORGE LAPOINTE, COMMISSIONER



# Maine Department of Marine Resources

Legal Notice of Shellfish Closure Area

For: Town of Saint George

**C28H Marshall Point to Mosquito Head**

